

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

Only for new nonprovisional applications under 37 1.53(b)

Attorney Docket No.

32156.0005

First Inventor

Boerner, et al

Title

Device and Method of Determining

Express Mail Label No.

EK049305087US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

ADDRESS TO: Assistant Commissioner for Patents

Box Patent Application
Washington, D.C. 20231

1. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☒ Applicant claims small entity status.
See CFR 1.27.
3. ☒ Specification [Total Pages / 42 /]
(preferred arrangement set forth below)
 - Descriptive title of the invention
 - Cross Reference to Related Applications
 - Statement Regarding Fed sponsored R&D
 - Reference to sequence listing, a table, or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings (if filed)
 - Detailed Description
 - Claim(s)
 - Abstract of the Disclosure
4. ☒ Drawing(s) (35 USC 113) [Total Sheets / 10 /]
5. ☒ Oath or Declaration [Total Pages / 3 /]
 - a. ☐ Newly executed (original or copy)
 - b. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 17 completed)
 - i. ☐ **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
- ☒ Unexecuted Copy
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)
 - a. ☐ Computer Readable Form (CRF)
 - b. ☐ Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ paper
 - c. ☐ Statements verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)
(if foreign priority is claimed)
16. ☒ Other: Check in the amount of \$ 609.00

17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)

of the prior application No: /

Prior application information: Examiner: _____

Group/Art Unit: _____

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18. CORRESPONDENCE ADDRESS

NAME	R. Kent Roberts				
	Hodgson, Russ, Andrews, Woods & Goodyear, LLP				
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CITY	Buffalo	STATE	New York	ZIP CODE	14203-2391
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"Express Mail" Mailing Label Number EK049305087US

Date of Deposit, September 28, 2000

I hereby Certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

R. Kent Roberts

Name

BFL000CS:445442_1 (07/901)

Signature

FEE TRANSMITTAL
for FY 2000

Patent Fees are subject to annual revision.

Application Number

Filing Date

September 28, 2000

First Named Inventor

Boerner, et al

Examiner Name

Group/Art Unit

Attorney Docket Number

32156.0005

JCS41 U.S. PTO
09/28/00

TOTAL AMOUNT OF PAYMENT

(\$ 609.00)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

3. ADDITIONAL FEES

Deposit Account Number: 08-2442

Deposit Account Name:

Hodgson, Russ, Andrews, Woods & Goodyear, LLP

Large
Fee
CodeEntity
Fee
(\$)Small
Fee
CodeEntity
Fee
(\$)

Fee Description

Fee
Paid☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

105

130

205

65

Surcharge - late filing fee or oath

\$

☒ Applicant claims small entity status. See 37 CFR 1.27.

127

50

227

25

Surcharge - late provisional filing fee or cover sheet

\$

2. ☒ Payment Enclosed:☒ Check ☐ Credit Card ☐ Money Order ☐ Other

139

130

139

130

Non-English specification

\$

FEE CALCULATION

147

2,520

147

2,520

For filing a request for reexamination

\$

1. FILING FEE

Large Entity Small Entity

Fee Fee Fee Fee
Code (\$) Code (\$) Fee DescriptionFee
Paid

112

920*

112

920*

Requesting Publication of SIR prior to Examiner Action

\$

101 690 201 345 Utility filing fee

\$ 345

115

110

215

55

Extension for reply within first month

\$

105 310 206 155 Design filing fee

\$

116

380

216

190

Extension for reply within second month

\$

107 480 207 240 Plant filing fee

\$

117

870

217

435

Extension for reply within third month

\$

108 690 208 345 Reissue filing fee

\$

118

1,360

218

680

Extension for reply within fourth month

\$

114 150 214 75 Provisional filing fee

\$

128

1,850

228

925

Extension for reply within fifth month

\$

SUBTOTAL (1) \$ 345

119

300

219

150

Notice of Appeal

\$

2. EXTRA CLAIM FEES

Extra Fee from
Claims belowFee
Paid

120

300

220

150

Filing a brief in support of an appeal

\$

Total Claims /45/- 20** = /25/ x /9/ =

\$ 225

121

260

221

130

Request for oral hearing

\$

Independent Claims /4/- 3** = /1/ x /39/ =

\$ 39

138

1,510

138

1,510

Petition to institute a public use proceeding

\$

Multiple dependent / / x / / =

\$

140

110

240

55

Petition to revive - unavoidable

\$

Large Entity Small Entity

Fee Fee Fee Fee
Code (\$) Code (\$) Fee Description

141

1,210

241

605

Petition to revive - unintentional

\$

103 18 203 9 Claims in excess of 20

\$

143

430

243

215

Design issue fee

\$

102 78 202 39 Independent claims in excess of 3

\$

144

580

244

290

Plant issue fee

\$

104 260 204 130 Multiple dependent claim if not paid

\$

122

130

122

130

Petitions to the Commissioner

\$

109 78 209 39 **Reissue independent claims over original patent

\$

123

50

123

50

Petitions related to provisional applications

\$

110 18 210 9 **Reissue claims in excess of 20 and over original patent

\$

126

240

126

240

Submission of Information Disclosure Statement

\$

SUBTOTAL (2) \$ 264

581

40

581

40

Recording each patent assignment per property (times number of properties)

\$

SIGNATURE:

146

690

246

345

Filing a submission after final rejection(37 CFR 1.129(a))

\$

R. Kent Roberts

Reg. No. 40,786

149

690

249

345

For each additional invention to be examined (37 CFR 1.129(b))

\$

DATE: September 28, 2000 Telephone: (716) 848-1510

*Reduced by basic filing fee paid

SUBTOTAL (3)

\$ 0

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R. Kent Roberts

Name

RPL/DOC/3-4433/00_1 (07/9401)

Signature